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PATENT  
Docket No. 412692000403

# 7

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Assistant Commissioner for Patents, Washington, D.C. 20231, on April 9, 2002.

*Victoria Wilson*  
Victoria Wilson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

D. Laksen SIRIMANNE et al.

Serial No.: 09/869,282

Filing Date: June 25, 2001

For: DEVICE AND METHOD FOR SAFE  
LOCATION AND MARKING OF A  
CAVITY AND SENTINEL LYMPH  
NODES

Examiner: To Be Assigned

Group Art Unit: To Be Assigned

**RECEIVED**

**13 MAY 2002**

**Legal Staff  
International Division**

**INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related application Serial Number 09/347,185, filed July 2, 1999 which is a continuation-in-part of U.S. Serial Number 09/285,329, filed April 2, 1999, and, accordingly, copies are not included herewith. This protocol conforms with 37 C.F.R. §1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☒ **Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.**
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
  - ☐ A fee is required. A check in the amount of \* is enclosed.
  - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of \* is enclosed.
  - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

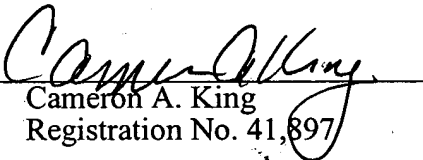
The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to

charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **412692000403**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

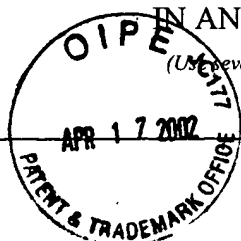
Dated: April 9, 2002

Respectfully submitted,

By:   
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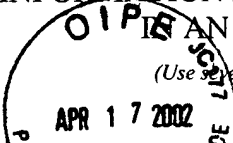
Form PTO-1449  <b>INFORMATION DISCLOSURE CITATION</b> <b>IN AN APPLICATION</b> <i>(Use several sheets if necessary)</i>	Docket Number 412692000403	Application Number 09/869,282
	Applicant  D. Laksen SIRIMANNE, et al.	
	Filing Date June 25, 2001	Group Art Unit To Be Assigned
	Mailing Date April 9, 2002	



## U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	04/03/56	2,740,405	Riordan			
	2.	02/21/61	2,972,350	Deker			
	3.	07/13/71	3,592,185	Frei et al.			
	4.	05/2/78	4,087,791	Lemberger			
	5.	09/19/78	4,114,601	Abels			
	6.	05/13/80	4,202,349	Jones			
	7.	10/28/80	4,230,123	Hawkins, Jr.			
	8.	09/22/81	4,291,013	Wahlig et al.			
	9.	08/31/82	4,347,234	Wahlig et al.			
	10.	09/17/85	4,541,438	Parker et al.			
	11.	12/02/86	4,626,251	Shen			
	12.	12/16/86	4,628,944	MacGregor et al.			
	13.	01/13/87	4,636,208	Rath			
	14.	01/27/87	4,639,253	Dyer et al.			
	15.	02/24/87	4,645,499	Rupinskas			
	16.	11/03/87	4,704,109	Rupinskas			
	17.	01/12/88	4,718,897	Elves			
	18.	04/5/88	4,735,210	Goldenberg			
	19.	04/5/88	4,735,796	Gordon			
	20.	11/29/88	4,787,391	Elefteriades			
	21.	01/03/89	4,795,463	Gerow			
	22.	02/07/89	4,803,075	Wallace et al.			
	23.	03/14/89	4,812,120	Flanagan et al.			
	24.	08/01/89	4,852,568	Kensey et al.			
	25.	09/05/89	4,863,470	Carter			
	26.	04/17/90	4,917,694	Jessup			

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Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	27.	07/31/90	4,944,308	Akerfeldt			
	28.	10/30/90	4,966,583	Debbas			
	29.	08/20/91	5,041,103	Rupinkas			
	30.	08/20/91	5,041,826	Milheiser			
	31.	09/03/91	5,045,080	Dyer et al.			
	32.	10/15/91	5,057,095	Fabian			
	33.	10/22/91	5,059,197	Urie et al.			
	34.	02/04/92	5,085,629	Goldberg et al.			
	35.	04/7/92	5,101,827	Goldenberg			
	36.	04/28/92	5,108,421	Fowler			
	37.	05/12/92	5,111,828	Kornberg et al.			
	38.	05/12/92	5,112,325	Zachry			
	39.	05/19/92	5,114,703	Wolf et al.			
	40.	03/30/93	5,197,484	Kornberg et al.			
	41.	04/13/93	5,201,314	Bosley et al.			
	42.	05/04/93	5,207,705	Trudell et al.			
	43.	01/04/94	5,275,616	Fowler			
	44.	04/5/94	5,300,120	Knapp et al.			
	45.	04/12/94	5,301,682	Debbas			
	46.	07/05/94	5,326,350	Li			
	47.	07/19/94	5,329,944	Fabian et al.			
	48.	08/02/94	5,334,216	Vidal et al.			
	49.	10/11/94	5,353,804	Kornberg et al.			
	50.	12/20/94	5,374,246	Ray			
	51.	12/27/94	5,376,376	Li			
	52.	01/10/95	5,380,646	Knight et al.			
	53.	01/17/95	5,382,251	Hood et al.			

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	54.	02/14/95	5,388,588	Nabai et al.			
	55.	03/07/95	5,394,886	Nabai et al.			
	56.	04/04/95	5,403,306	Edwards et al.			
	57.	04/11/95	5,405,402	Dye et al.			
	58.	04/25/95	5,409,004	Sloan			
	59.	08/1/95	5,437,279	Gray			
	60.	08/22/95	5,444,113	Sinclair et al.			
	61.	09/19/95	5,451,406	Lawin et al.			
	62.	10/10/95	5,456,693	Conston et al.			
	63.	10/10/95	5,456,718	Szymaitis			
	64.	10/24/95	5,460,182	Goodman et al.			
	65.	11/21/95	5,467,780	Nabai et al.			
	66.	12/26/95	5,478,352	Fowler			
	67.	01/19/96	5,482,040	Martin Jr.			
	68.	01/30/96	5,487,392	Haaga			
	69.	03/5/96	5,496,536	Wolf			
	70.	04/30/96	5,511,566	Brand			
	71.	05/07/96	5,514,379	Weissleder et al.			
	72.	8/20/96	5,546,957	Heske			
	73.	09/17/96	5,555,885	Chance			
	74.	10/1/96	5,560,373	De Santis			
	75.	11/05/96	5,571,181	Li			
	76.	11/1996	5,571,182	Ersek et al.			
	77.	11/19/96	5,575,781	DeBusk			
	78.	12/3/96	5,579,766	Gray			
	79.	12/10/96	5,582,172	Papisov et al.			
	80.	01/21/97	5,595,177	Mena et al.			

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	81.	05/13/97	5,628,744	Coleman et al.			
	82.	07/08/97	5,645,566	Brenneman et al.			
	83.	9/1997	5,662,712	Pathak et al.			
	84.	09/09/97	5,664,582	Szymaitis			
	85.	09/23/97	5,670,161	Healy et al.			
	86.	10/7/97	5,674,288	Knapp et al.			
	87.	10/14/97	5,676,146	Scarborough			
	88.	12/16/97	5,697,902	Goldenberg			
	89.	01/13/98	5,707,393	Kensey et al.			
	90.	01/20/98	5,709,676	Alt			
	91.	02/03/98	5,714,551	Bezwada et al.			
	92.	02/10/98	5,716,407	Knapp et al.			
	93.	02/17/98	5,718,237	Haaga			
	94.	02/24/98	5,720,772	Eckhouse			
	95.	03/10/98	5,725,517	DeBusk			
	96.	03/10/98	5,725,578	Knapp et al.			
	97.	03/31/98	5,732,704	Thurston et al.			
	98.	05/19/98	5,752,974	Rhee et al.			
	99.	07/7/98	5,776,093	Goldenberg			
	100.	07/7/98	5,776,094	Goldenberg			
	101.	08/18/98	5,795,308	Russin			
	102.	09/8/98	5,803,913	Khalkhali et al.			
	103.	09/15/98	5,807,276	Russin			
	104.	09/15/98	5,807,581	Rosenblatt et al.			
	105.	09/22/98	5,810,806	Ritchart et al.			
	106.	10/6/98	5,817,033	DeSantis et al.			
	107.	10/20/98	5,823,198	Jones et al.			

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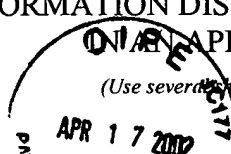
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	108.	10/27/98	5,827,531	Morrison et al.			
	109.	12/29/98	5,853,366	Dowlatshahi			
	110.	01/5/99	5,855,609	Knapp			
	111.	01/05/99	5,856,367	Barrows et al.			
	112.	01/12/99	5,857,463	Thurston et al.			
	113.	02/9/99	5,868,778	Gershony et al.			
	114.	02/16/99	5,871,501	Leschinsky et al.			
	115.	2/1999	5,871,535	Wolf et al.			
	116.	2/1999	5,873,904	Ragheb et al.			
	117.	03/09/99	5,879,357	Heaton et al.			
	118.	04/20/99	5,895,640	Khalkhali			
	119.	05/4/99	5,899,865	Chance			
	120.	06/22/99	5,913,857	Ritchart et al.			
	121.	10/26/99	5,970,986	Boltz et al.			
	122.	11/2/99	5,977,431	Knapp et al.			
	123.	11/23/99	5,989,265	B.De La Joliniere et al.			
	124.	12/28/99	6,006,750	Field			
	125.	12/28/99	6,007,495	Matula			
	126.	2/2000	6,030,333	Siohansi et al.			
	127.	05/02/00	6,056,700	Burney et al.			
	128.	5/2000	6,057,122	Davidson			
	129.	05/30/00	6,068,857	Weitschies et al.			
	130.	06/06/00	6,071,301	Cragg et al.			
	131.	07/18/00	6,092,009	Glover			
	132.	10/03/00	6,126,675	Shchervinsky et al.			
	133.	12/12/00	6,159,165	Ferrera et al.			

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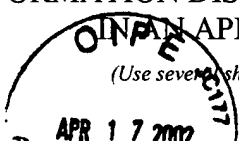
## U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	134.	12/12/00	6,161,034	Burbank et al.			
	135.	01/16/01	6,174,330	Stinson			
	136.	01/30/01	6,179,860 B1	Fulton et al.			
	137.	01/30/01	6,181,960 B1	Jensen et al.			
	138.	02/06/01	6,183,497 B1	Sing et al.			
	139.	03/13/01	6,200,328 B1	Cragg et al.			
	140.	04/10/01	6,214,045 B1	Corbitt, Jr. et al.			
	141.	05/08/01	6,228,055 B1	Foerster et al.			
	142.	05/22/01	6,234,177 B1	Barsch			
	143.	08/07/01	6,270,464 B1	Fulton, III et al.			

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Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO	
	144.	03/16/95	DE 43 30 958 A1	Germany				
	145.	06/30/95	FR 2 714 284 A1	France				
	146.	08/10/95	DE 44 03 789 A1	Germany				
	147.	03/21/96	WO 96/08208 A1	PCT				
	148.	04/23/97	EP 0 769 281 A2, A3	Europe				
	149.	05/04/00	WO 00/24320 A1	PCT				
	150.	06/08/00	WO 00/32253 A1	PCT				
	151.	08/10/00	WO 00/45854 A2	PCT				
	152.	08/10/00	WO 00/45858 A1	PCT				
	153.	03/31/93	0 534 696 A1	EP				
	154.	10/29/98	WO 98/47430	PCT				
	155.	03/5/98	WO 98/09247	PCT				

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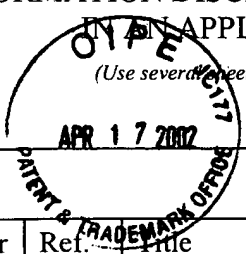
Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation	
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	156.	10/1/98	WO 98/43090	PCT				
	157.	11/26/98	WO 98/52616	PCT				
	158.	11/26/98	WO 98/52617	PCT				
	159.	05/27/99	WO 99/25248	PCT				
	160.	09/16/99	WO 99/46284	PCT				
	161.	01/04/01	WO 01/00101 A1	PCT				
	162.	12/29/99	WO 99/66834	PCT				
	163.	03/11/99	WO 99/11196	PCT				

## OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	164.	"The First FDA-approved Surgical Fibrin Sealant," <i>Tisseel VH Kit Firbirn Sealant</i> , Publication by Tisseel, 5 pages, date unknown.
	165.	Alesch et al., (1992) "Marking of the Stereotactic Target Point by a Radiopaque Silicone Sphere" <i>Acta Neurochirurgica</i> vol. 115, 149-151.
	166.	Braverman, M.H. and Tawes, R.L. eds., (December 1992). "Upjohn Gelfoam® Sterile Sponge and Sterile Powder advertisement," <i>Surgical Technology: International Developments in Surgery and Surgical Research</i> (3 pages).
	167.	Brannon-Peppas, Lisa. (1997). "Polymers in Controlled Drug Delivery" <i>Medical Plastics and Biomaterials</i> , pp. 34-44.
	168.	Burbank, Fred and Forcier, Nancy. (1997). "Tissue Marking Clip for Stereotactic Breast Biopsy: Initial Placement Accuracy, Long-term Stability, and Usefulness as a Guide for Wire Localization," <i>Radiology</i> vol. 205 no. 2, 407-415.
	169.	Cohesion Technologies, Inc., "Business Summary," at < <a href="http://www.cohesiontech.com">http://www.cohesiontech.com</a> > (visited on November 19, 1999) (3 pages).
	170.	Collagen Facts provided by Ajay Kumar and Biocore, Inc., 2 pages, date unknown.
	171.	Davol, Inc., <i>Clotting Power: Hemostasis Products Catalog</i> , 2 pages, website and date unknown.
	172.	Dufrane, P. et al. (1990). "Prebiopsy Localization of Non-Palpable Breast Cancer," <i>J. Belge De Radiologie</i> 73(5):401-404.

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<b>OTHER DOCUMENTS</b> <small>(including author, title, Date, Pertinent Pages, Etc.)</small>			
Examiner Initials	Ref. No.	Title	
	173.	Ethicon Home Page, (1998) "Ethicon: Wound Closure," 1 page, ( <a href="http://www.eosinc.com">http://www.eosinc.com</a> ).	
	174.	Freiherr, Greg. (1997). "Biotech Devices Promise Benefits in Wound Repair and Surgery," <i>Medical Device &amp; Diagnostic Industry Magazine</i> , 6 pages ( <a href="http://www.device-link.com">www.device-link.com</a> ).	
	175.	Hachisu et al. (1989). "Endoscopic Clip-Marking of Lesions Using the Newly Developed HX-3L Clip," <i>Surgical Endoscopy</i> vol. 3, 142-147.	
	176.	Katz, Jon and Spera, Gabriel. (1998). "Biomaterials Research Focuses on Developing New Applications," <i>Medical Device &amp; Diagnostic Industry Magazine</i> , 8 pages ( <a href="http://www.device-link.com">www.device-link.com</a> ).	
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